	Application No.	Applicant(s)	
Notice of Allowability		20 249 HOSMANN BIDGIT O	
	10/829,218 Examiner	HOFMANN, BIRG	SII C.
	Wendy C Haas	1661	
	venuy C naas	1001	
The MAILING DATE of this communication apperature. All claims being allowable, PROSECUTION ON THE MERITS IS herewith (or previously mailed), a Notice of Allowance (PTOL-85) NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT R of the Office or upon petition by the applicant. See 37 CFR 1.313	(OR REMAINS) CLOSED or other appropriate comm IGHTS. This application is	in this application. If not inclinution in the inclination will be mailed in du	uded ue course. THIS
1. X This communication is responsive to papers filed April 22,	<u>2004</u> .		
2. ⊠ The allowed claim(s) is/are <u>the claim</u> .			
3. $igspace$ The drawings filed on 22 April 2004 are accepted by the E	xaminer.		
4. ☑ Acknowledgment is made of a claim for foreign priority una) ☑ All b) ☐ Some* c) ☐ None of the: 1. ☑ Certified copies of the priority documents have	e been received.		
2. Certified copies of the priority documents have	• •		
3. Copies of the certified copies of the priority do	cuments have been receiv	ed in this national stage appli	ication from the
International Bureau (PCT Rule 17.2(a)).			
* Certified copies not received:			
Applicant has THREE MONTHS FROM THE "MAILING DATE" noted below. Failure to timely comply will result in ABANDONN THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.		le a reply complying with the	requirements
 A SUBSTITUTE OATH OR DECLARATION must be subm INFORMAL PATENT APPLICATION (PTO-152) which giv 			r NOTICE OF
6. CORRECTED DRAWINGS (as "replacement sheets") mus	st be submitted.		
(a) including changes required by the Notice of Draftspers	son's Patent Drawing Revie	ew (PTO-948) attached	
1) 🗌 hereto or 2) 🔲 to Paper No./Mail Date			
(b) including changes required by the attached Examiner' Paper No./Mail Date	s Amendment / Comment	or in the Office action of	
Identifying indicia such as the application number (see 37 CFR 1 each sheet. Replacement sheet(s) should be labeled as such in the same of	.84(c)) should be written on the header according to 37 C	the drawings in the front (not CFR 1.121(d).	the back) of
 DEPOSIT OF and/or INFORMATION about the deposit attached Examiner's comment regarding REQUIREMENT 			d. Note the
Attachment(s)	5 🗀 N-41 6	lefe and Data at Application (D	270.450)
1. Notice of References Cited (PTO-892)		Informal Patent Application (F	210-152)
2. Notice of Draftperson's Patent Drawing Review (PTO-948)	Paper No	Summary (PTO-413), b./Mail Date	
 Information Disclosure Statements (PTO-1449 or PTO/SB/0 Paper No./Mail Date 		s Amendment/Comment	
4. Examiner's Comment Regarding Requirement for Deposit		s Statement of Reasons for A	Allowance
of Biological Material	9. 🗌 Other	- 11	//
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·		HOWARDY. LOC EXAMINER	KER
		GROUP ART UNIT	1661

U.S. Patent and Trademark Office PTOL-37 (Rev. 1-04) Application/Control Number: 10/829,218

Art Unit: 1661

EXAMINER'S AMENDMENT

Page 2

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Attorney Richard C. Peet on February 16, 2005.

The application has been amended as follows:

- A. Page 1, line 2, the recitation "Genus and species of the plant claimed:" has been deleted and is replaced with the recitation, -- BOTANICAL DESCRIPTION --.
 - B. Page 1, line 3, the recitation "W. Bull (hybrid)" has been deleted.
- C. Page 1, line 4, the words "Variety Denomination:" have been changed to read VARIETY DENOMINATION --.
 - D. Page 1, line 5, the "Fisupnic Flame" has been changed to 'Fisupnic Flame'--.
- E. Page 1, lines 7 and 8, the words "New Guinea Impatiens" have been changed to read --New Guinea Impatiens --.
 - F. Page 1, line 8, the words "W. Bull" have been deleted.
- G. Page 1, line 13, the phrase "(U.S. Plant Patent No." has been changed to read (United States Plant Patent Number --.
- H. Page 1, line 16, the phrase "(U.S. Plant Patent No." has been changed to read (United States Plant Patent Number --.

Application/Control Number: 10/829,218

Art Unit: 1661

- I. Page 2, lines 22-24 have been deleted and are replaced with the following recitation: -- Of the many commercial cultivars known to the inventor, the two most similar in comparison to "Fisupnic Flame" are the parental variety, 'Fisimp 102', and 'Fisnics Flame' (United States Plant Patent Number 14,694). --.
 - J. Page 4, line 7, the phrase "4.5-6.5" has been changed to -4.5 to 6.5--.
 - K. Page 4, line 8, the phrase "15-18" has been changed to -15 to 18--.
 - L. Page 4, line 9, the phrase "7-9" has been changed to -7 to 9--.
 - M. Page 4, line 21, the phrase "-11.5" has been changed to -11.5--.
 - N. Page 4, line 22, the phrase "-4.7" has been changed to -4.7--.
 - O. Page 5, line 1, the phrase "RHS 53 A-B" has been changed to -- RHS 53A to 53B
- P. Page 5, line 6, the phrase "2.5 3.0 cm length" has been changed to -2.5 to 3.0 cm in length--.
 - Q. Page 5, line 10, the phrase "9 10" has been changed to -- 9 to 10--.
 - R. Page 5, line 14, the phrase "6-9" has been changed to -6 to 9--.
 - S. Page 6, line 11 the word "Pedicel" has been changed to Peduncle --.
 - T. Page 6, line 12, the word "Pedicel" has been changed to -- Peduncle--.
- U. Page 7, line 2, (in the claim) "New Guinea Impatiens" has been changed to read New Guinea Impatiens--.
- V. Page 8, line 2, (in the abstract) "New Guinea Impatiens" has been changed to read

 New Guinea Impatiens--.

Application/Control Number: 10/829,218

Art Unit: 1661

Future Correspondence

Page 4

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Wendy C Haas whose telephone number is (571) 272-0976. The examiner can normally be reached on Monday through Friday 7:00 to 3:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Andrew Wang can be reached on (571) 272-0811. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

W. C. Haas

HOWARD J. LOCKER
FXAMINER

GROUP ART UNIT 12661